

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TENNESSEE

FILED BY *CL* D.C.

UNITED STATES OF AMERICA,

05 JUL -5 PM 5: 14

Plaintiff,

THOMAS M. GOULD  
CLERK, U.S. DISTRICT COURT  
W/D OF TN, MEMPHIS

vs.

Case No. 01-CR-20087-01, 02

ALBERTO MONCIVIAIS AND  
RUBEN LAUREL

Defendants.

**SCHEDULING ORDER**

On March 1, 2005 and on March 24, 2005 the United States Court of Appeals for the Sixth Circuit entered judgment ordering the sentence vacated and the matter remanded to the district court for resentencing in both cases in accordance with *United States v. Booker*, 543 U.S. \_\_\_\_ 125 S.Ct.738 (2005).

A telephone status conference was held with counsel on June 21, 2005, to discuss further scheduling issues. The Defendants are to submit their re-sentencing memorandums by **July 25, 2005** and Government's responses by **August 15, 2005**.

**The Re-sentencing** of defendants Alberto Moncivais and Ruben Laurel will be set for **September 26, 2005 at 2:30 p.m.**

  
s/ Robert H. Cleland  
ROBERT H. CLELAND  
UNITED STATES DISTRICT JUDGE

Dated: July 1, 2005

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314



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Honorable Robert Cleland  
US DISTRICT COURT